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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/699,347
Filing Date	October 31, 2003
First Named Inventor	Li
Group Art Unit	1761
Examiner Name	(not known)
Attorney Docket Number	539.005-1

Total Number of Pages in This Submission

## ENCLOSURES (check all that apply)

- |   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input checked="" type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>-Form PTO/SB/08a (2 pages)<br>-English translations of abstracts of cited non-US references<br>-Return postcard |
|---|---|--|

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name  
Jay G. Durst  
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Signature

Date

October 20, 2005

## CERTIFICATE OF MAILING

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Type or printed name  
Thomas P. Vita, Jr.

Signature

Date

October 20, 2005

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Thomas P. Vita, Jr.

Date

10/26/05

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Xiaochun Li

Attorney Docket No.: 539.005-1

Serial No.: 10/699,347

Examiner: (not assigned)

Filing Date: October 31, 2003

Group Art Unit: 1761

Title: *Food Processing Apparatus and Method*

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 CFR §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO/SB/08A & 08B (08-03). This Information Disclosure Statement is being filed not within three months after the filing date of the above-referenced application but, to the undersigned's knowledge, before the mailing of a first Office Action on the merits for the above-referenced application.

Submission of copies of the cited U.S. patents listed on the enclosed PTO/SB/08A & 08B (08-03) (Substitute for form 1449A/PTO) is believed to be waived as a result of the PTO's Notice, dated June 30, 2003, waiving the submission requirement set forth in 37 CFR 1.98(a)(2)(i). English translations of the Abstracts of the foreign documents are enclosed.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each of the listed documents are material or constitute

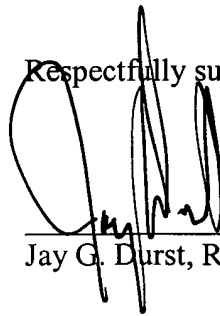
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"prior art." If it should be determined that any of the listed documents do constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present invention.

No fee is believed to be due in connection with the filing of this Statement. Nevertheless, if the Director finds any fees due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-1170.

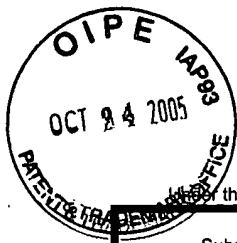
Respectfully submitted,



Jay G. Durst, Reg. No. 41,723

Dated: 10/20/05

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	10/699,347
Filing Date	October 31, 2003
First Named Inventor	Xiaochun Li
Art Unit	1761
Examiner Name	(not yet assigned)
Attorney Docket Number	539.005-1

Sheet 1 of 2

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
		US-3,096,801	07/09/1963	Miles et al.	
		US-3,582,466	06/01/1971	Quirk	
		US-4,358,467	11/09/1982	Patel	
		US-4,726,272	02/23/1988	Forney	
		US-4,839,181	06/13/1989	MacMurray et al.	
		US-5,068,514	11/26/1991	Lunney	
		US-5,104,480	04/14/1992	Wojnarowski et al.	
		US-5,106,637	04/21/1992	Forwood et al.	
		US-5,120,928	06/09/1992	Piliero	
		US-5,123,902	01/23/1992	Mueller et al.	
		US-5,170,698	12/15/1992	Kirk	
		US-5,310,989	05/10/1994	Russell et al.	
		US-5,322,988	06/21/1994	Russell et al.	
		US-5,653,900	08/05/1997	Clement et al.	
		US-5,660,747	08/26/1997	Drouillard et al.	
		US-5,897,797	04/27/1999	Drouillard et al.	
		US-6,165,170	12/26/2000	Wynne et al.	
		US-6,172,328	01/09/2001	Jones et al.	
		US-6,180,914	01/30/2001	Jones et al.	
		US-6,321,484	11/27/2001	Zelinski, Jr. et al.	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)				
		WO 200196058		Korea Inst. Machinery & Materials		
		EP 1065535	01/03/2001	Samsung Electronics Co. Ltd.		
		JP 2000-033487	02/02/2000	Sony Corp.		
		FR 2757530	06/26/1998	Rhone-Poulenc Chim		
		WO 9822997	05/28/1998	Jmar Technology Co.		
		JP 9281397	10/31/1997	Nikon Corp		
		JP 8294667	11/12/1996	Rohm Co. Ltd.		
		EP 743177	11/20/1996	Nippon Paint Co. Ltd.		
		JP 07006362	01/10/1995	Kubota Corp.		
		DE 4213106	11/05/1992	Laserprodukt GMBH		

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  <i>(Use as many sheets as necessary)</i>				<b>Complete if Known</b>	
				Application Number	10/699,347
				Filing Date	October 31, 2003
				First Named Inventor	Xiaochun Li
				Art Unit	1761
				Examiner Name	(not yet assigned)
				Attorney Docket Number	539.005-1
Sheet	2	of	2		

[illegible][illegible]

Examiner Signature		Date Considered	
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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